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Attorney for Defendant(s), Ryder Truck Rental, Inc., incorrectly named as Ryder Transportation, Inc.,

File No. 42142.1-00002-BEB

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ALSAFI DJABERT and KHADIDJA)

MALLA,)

Plaintiffs,)

v.)

RYDER TRUCK RENTAL, et al.,)

Defendants.)

) Case No: 2:20-cv-18514-SRC-CLW

) **NOTICE OF MOTION**

) **TO DISMISS COMPLAINT**

TO: Walter Piccolo, Esq.
Piccolo Law Firm, LLC
119-137 Clifford Street, Suite 103
Newark NJ 07105

PLEASE TAKE NOTICE that defendant, Ryder Truck Rental, Inc.,
incorrectly named as Ryder Transportation, Inc. in the Amended Complaint, will
move before the Honorable Stanley R. Chesler, U.S.D.J., on Monday, January 18,
2021 at 9:00 a.m. in the forenoon or as soon thereafter as this matter may be heard,
for and Order dismissing the Amended Complaint of plaintiff against Ryder Truck

Rental, Inc., incorrectly named as Ryder Transportation, Inc., premised upon the Graves Amendment, 49 U.S.C. § 30106, as defendant Ryder is engaged in the business of leasing vehicles and is not liable for the alleged negligence of the driver.

In support of this motion, defendant will rely upon the attached Brief and Exhibits.

Respectfully submitted,

MARGOLIS EDELSTEIN

s/ *Bruce Barrett*

By: Bruce E. Barrett, Esquire
Attorney for Defendant, Ryder

Date: December 24, 2020